IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 12109 of 2005

Between:

N. Yesudas, S/o. Jeevarathnam,
R/o. govindapalli Village, Sirvella Mandal, Kurnool District.

..... PETITIONER

AND

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Nandyal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the 2nd respondent in issuing the proceedings in R.C.E.No.542/2005 dt. 30.04.2005 as illegal, arbitrary, and violative of principles of natural justice and also against the provisions of Control Order 001 and consequently direct the respondents to restore the authorisation of the petitioner by suspending impugned proceedings pending the appeal before the 1st respondent and pass such other order or orders.

Counsel for the Petitioner: MR.U.RAMANJANEYULU

Counsel for the Respondent Nos.1 and 2: GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following:

Oral order:-

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The petitioner was appointed as a Fair Price Shop dealer, Govindapalli village, Sirvella Mandal, Kurnool district. By the proceedings of the 2nd respondent dated 30-04-2005, his authorization was suspended on the ground that he committed serious irregularities in running of the fair price shop and distribution of essential commodities, which were specified in the order of suspension.

Aggrieved thereby the petitioner preferred an appeal to the 1st respondent along with an application for interim stay of the order of suspension passed by the 2nd respondent. The petitioner's complaint is that till date the 1st respondent has not even disposed of the stay application.

In the aforesaid circumstances, the writ petition is disposed of directing the 1st respondent to consider and dispose of the stay application of the petitioner filed along with appeal, expeditiously in any event within a period of two weeks from the date of receipt of a copy of this order. The writ petition is, accordingly, disposed of. No costs.

GODA RAGHURAM, J

Dt. 09-06-2005

Pvks/*

To

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Nandyal, Kurnool District.

3. 2 CCs to the Government Pleader for Civil Supplies, A.P. High Court Buildings, Hyderabad (OUT).

4. 2 CDs.

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